

**ALVAREZ AND MARSAL DISPUTES AND INVESTIGATIONS, LLC**

Laureen Ryan  
600 Madison Avenue  
New York, NY 10022  
Phone: (212) 763-9568

*Financial Advisor to the Chapter 11 Trustee*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re:	:
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	:
FIRESTAR DIAMOND, INC., <u>et al.</u> ,	:
	:
	:
Debtors.	:
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Chapter 11  
Case No. 18-10509 (SHL)  
(Jointly Administered)

**FOURTH MONTHLY STATEMENT OF FEES AND EXPENSES OF ALVAREZ AND  
MARSAL DISPUTES AND INVESTIGATIONS, LLC, AS CHAPTER 11 TRUSTEE'S  
FINANCIAL ADVISOR PURSUANT TO BANKRUPTCY CODE SECTIONS 330 AND  
331 FOR THE PERIOD FROM SEPTEMBER 1, 2018 THROUGH SEPTEMBER 30, 2018**

Name of Applicant:	Alvarez and Marsal Disputes and Investigations, LLC ("AM")
Authorized to Provide Professional Services to:	Richard Levin, Chapter 11 Trustee
Effective Date of Retention:	6/14/2018
Period for Which Compensation and Reimbursement is Sought:	September 1, 2018 through September 30, 2018 ("Statement Period")
Objection Deadline:	November 6, 2018
Compensation Sought as Actual, Reasonable and Necessary for Statement Period for all debtors:	\$231,956.90

Reimbursement of Expenses Sought as  
Actual, Reasonable and Necessary for \$921.87  
Statement Period for all debtors:

Compensation Payable After Objection  
Deadline (80%): \$185,565.52

Reimbursement of Expenses Payable  
After Objection Deadline (100%) \$921.87

10/22/2018

To All Notice Parties

Alvarez & Marsal  
Disputes and Investigations, LLC  
600 Madison Ave  
New York, NY 10022  
Phone: (212) 763-9568  
Attn: Laureen M. Ryan

**Summary of Professional Fees and Expenses  
through September 30, 2018, not previously billed**

Matter Description	Hours	Total Fees Requested	Total Expenses Requested	Total Compensation
Asset Search	21.90	\$ 11,295.00		\$ 11,295.00
Fraudulent Transfers	121.20	\$ 60,175.00		\$ 60,175.00
Monthly reporting	253.00	\$ 134,637.50		\$ 134,637.50
Non-Debtor Analysis	35.60	\$ 20,000.00		\$ 20,000.00
Professional Fees/Retention	8.00	\$ 4,492.50		\$ 4,492.50
Storage Units	35.30	\$ 15,398.00		\$ 15,398.00
Work plan and Strategy	39.90	\$ 27,302.50		\$ 27,302.50
<b>Subtotal before Discount</b>	<b>514.90</b>	<b>\$273,300.50</b>	<b>\$ 921.87</b>	<b>\$274,222.37</b>
<b>Less Fee Discount<sup>1</sup></b>		<b>(\$41,343.60)</b>		<b>(\$41,343.60)</b>
<b>Totals net of Discount</b>	<b>514.90</b>	<b>\$231,956.90</b>	<b>\$ 921.87</b>	<b>\$232,878.77</b>

**Summary of Hours Billed by Professionals and Paraprofessionals  
through September 30, 2018, not previously billed**

Professional	Position/Title	Department	Standard Hourly Billing	Total Billed Hours	Total Compensation
Laureen Ryan	Managing Director	Forensic Analysis	\$ 850.00	40.10	\$ 34,085.00
William Waldie	Managing Director	Forensic Analysis	\$ 750.00	6.60	\$ 4,950.00
Andrea Gonzalez	Managing Director	Forensic Analysis	\$ 650.00	62.90	\$ 40,885.00
Edward	Senior Director	Business Intelligence	\$ 575.00	2.00	\$ 1,150.00
Peter Kwan	Senior Director	Forensic Analysis	\$ 575.00	17.30	\$ 9,947.50
Ganimet Bardhi	Director	Forensic Analysis	\$ 575.00	109.70	\$ 63,077.50
Seth Leibert	Manager	Forensic Analysis	\$ 475.00	129.90	\$ 61,702.50
Eric Hsia	Senior Associate	Forensic Analysis	\$ 450.00	40.50	\$ 18,225.00
Richard Bunyan	Associate	Forensic Analysis	\$ 400.00	92.50	\$ 37,000.00
Matthew Ryan II	Paraprofessional	Forensic Analysis	\$ 170.00	13.40	\$ 2,278.00
<b>Totals before discount</b>				<b>514.90</b>	<b>\$ 273,300.50</b>
<b>TOTAL HOURS AND FEES (BEFORE DISC.) FOR PROFESSIONALS / PARAPROFESSIONALS</b>				<b>514.90</b>	<b>\$ 273,300.50</b>

**Summary of Reimbursable Expenses  
through September 30, 2018, not previously billed**

Reimbursable Expenses	Amount
Delivery Services/Couriers	\$ 53.89
Online research related to intelligence activities	\$ 8.66
Local meals	\$ 24.95
Local travel - Transportation	\$ 153.02
Out of town travel - Meals	\$ 34.25
Out of town travel - Transportation	\$ 647.10
<b>Total</b>	<b>\$ 921.87</b>

<sup>1</sup> Discount provided pursuant to the terms set forth in the Application for Authorization to Employ and Retain Alvarez & Marsal Disputes and Investigations, LLC as Financial Advisor to the Chapter 11 Trustee, nunc pro tunc to June 14, 2018 [Docket No. 235] which were approved as set forth in the Order Authorizing the Retention and Employment of Alvarez & Marsal Disputes and Investigations, LLC as Financial Advisor to the Chapter 11 Trustee [Docket No. 307].

Attached hereto as **Exhibit A** are contemporaneously maintained time entries for each individual providing services for the Statement Period.

In accordance with the *Order Pursuant to Sections 105(a) and 331 of the Bankruptcy Code, Bankruptcy Rule 2016 and Local Rule 2016-1 Establishing Procedures for Monthly Compensation and Reimbursement of Expenses of Professionals*, dated March 29, 2018 (the “Interim Compensation Order”) [Docket No. 82], Alvarez and Marsal Disputes and Investigations LLC, (“AM”) hereby submits this fourth monthly fee statement (the “Fourth Monthly Fee Statement”), seeking compensation for services rendered and reimbursement of expenses incurred as Financial Advisor to the Chapter 11 Trustee, for the period from September 1, 2018 through September 30, 2018. By this Fourth Monthly Fee Statement, AM seeks payment in the amount of \$185,565.52, which is comprised of (i) eighty percent (80%) of the total amount of compensation sought for actual and necessary services rendered during the Statement Period and (ii) reimbursement of one hundred percent (100%) of actual and necessary expenses incurred in connection with such services during the Statement Period.

#### **NOTICE AND OBJECTION PROCEDURES**

Notice of this Fourth Monthly Fee Statement shall be given by email or hand or overnight delivery upon: (a) the Debtors, 592 5th Avenue, 3rd Floor, New York, New York 10036, attn.: Mark Samson; (b) counsel to the Trustee, Jenner & Block LLP, 919 Third Avenue, New York, New York 10022, attn.: Marc Hankin, Esq.; (c) the Debtors’ counsel, Klestadt Winters Jureller Southard & Stevens, LLP, 200 West 41st Street, 17th Floor, New York, New York 10018, attn.: Ian R. Winters and Joseph C. Corneau, and Forchelli Deegan Terrana LLP, 333 Earle Ovington Blvd., Suite 1010, Uniondale, New York 11553, attn.: Gerard R. Luckman; (d) counsel to Israel Discount Bank of New York, Troutman Sanders LLP, 875 Third Avenue, New York, New York

10022, attn.: Brett D. Goodman and Troutman Sanders LLP, 600 Peachtree Street, NE, Suite 3000, Atlanta, Georgia 30308, attn.: Harris B. Winsberg and Matthew R. Brooks; (e) counsel to HSBC Bank USA, LLC, Allen & Overy LLP, 1221 Avenue of the Americas, New York, New York 10020, attn.: Ken Coleman; (f) counsel to any Official Committee of Unsecured Creditors appointed in the Chapter 11 Cases, if one is appointed; (g) the Office of the United States Trustee, 201 Varick Street, Suite 1006, New York, New York 10014, attn.: Richard Morrissey; and (h) Baker & Hostetler LLP, 45 Rockefeller Plaza, 14<sup>th</sup> Floor, New York, New York 10111-01000, attn.: Jorian L. Rose (each a “Notice Party” and collectively, the “Notice Parties”).

Objections to this Third Monthly Fee Statement, if any, must be served upon the Notice Parties, and by hand or overnight delivery upon Alvarez and Marsal Disputes and Investigations, LLC, 600 Madison Avenue, New York, New York 10022, attn.: Laureen Ryan, no later than November 6, 2018 at 4:00 p.m. (Prevailing Eastern Time) (the “Objection Deadline”), setting forth the nature of the objection and the specific amount of fees or expenses at issue.

If no objections to this Fourth Monthly Fee Statement are received by the Objection Deadline, the Debtors shall promptly pay AM 80% of the fees and 100% of the expenses identified in this Fourth Monthly Fee Statement.

To the extent that an objection to Fourth Monthly Fee Statement is received on or before the Objection Deadline, the Debtors shall withhold payment of that portion of this Fourth Monthly Fee Statement to which the objection is directed and promptly pay the remainder of the fees and expenses in the percentages set forth above. To the extent such an objection is not resolved, it shall be preserved and scheduled for consideration at the next interim fee application hearing.

**RESERVATION OF RIGHTS**

AM reserves the right to amend the fees and expense reimbursement sought herein in the event that a subsequent review of AM's records reveals that additional professional services were rendered or expenses incurred which were not processed in advance of this Fourth Monthly Fee Statement. In the event such amendments are required, AM reserves the right to seek such additional fees or expenses in any subsequent fee applications or monthly fee statements.

Dated: New York, New York  
October 22, 2018

**ALVAREZ AND MARSAL  
DISPUTES AND INVESTIGATIONS, LLC**

By: /s/ Laureen M. Ryan

Laureen M. Ryan  
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New York, New York 10022  
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Email: lryan@alvarezandmarsal.com

*Financial Advisor to the Chapter 11 Trustee Richard Levin*